

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the Application of:)
)
Steven Koenck)
)
Serial No. 10/787,443)
)
Filed: February 26, 2004)
)
For: MODULAR, PORTABLE DATA)
PROCESSING TERMINAL FOR)
USE IN A COMMUNICATION)
NETWORK)
)
Examiner: Fred A. Casca)
)
Group Art Unit: 2687)
)
Confirmation No.: 7829)

**LITIGATION STATEMENT PURSUANT TO MPEP § 2001.06(C) and INFORMATION
DISCLOSURE STATEMENT**

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

The owner of record of the present application, Broadcom Corporation, is currently involved in several disputes with Qualcomm, Inc., including the following pending lawsuit and investigation:

- In the Matter of Certain Baseband Processor Chips and Chipsets, Transmitter and Receiver (Radio) Chips, Power Control Chips, and Products Containing Same, Including Cellular Telephone Handsets, U.S. International Trade Commission Case. No. 377-TA-543.
- Broadcom Corp. v. Qualcomm, Inc., Civil Action No. 05-468 in the Central District of California

Pursuant to MPEP 2001.06(c), the Applicants would like to bring to the attention of the U.S. Patent and Trademark Office that the subject matter currently being claimed in the present

application may be related to at least one of the patents currently asserted by Broadcom in the above-mentioned lawsuit and investigation. For the Office's benefit, Applicants enclose as Exhibit A a list of the patents currently asserted by Broadcom in the above-mentioned pending lawsuit and investigation.

The Applicants have also attached with this electronic submission a completed PTO form PTO/SB/08A which has twenty-nine (29) pages. Copies of each printed reference listed in the PTO/SB/08A form are attached in this electronic submission and nine additional electronic submissions (due to the number of references permitted to be submitted per electronic submission). Applicants, however, have not submitted U.S. Patents or other references previously provided to or by the PTO in this application. Four hundred and sixty-nine (469) references are attached in ten electronic submissions.

The references being submitted have been either cited, produced or relied upon by Qualcomm thus far during the above-mentioned lawsuit and/or investigation. This submission is in no way intended as an admission that the submitted references constitute prior art under any subsection of 35 U.S.C. §102 or §103. Applicant expressly retains the right to argue that any of the cited references are not indeed prior art or to take any actions necessary to remove any of the cited references from the available prior art.

The Examiner is requested to initial both copies of the enclosed PTO/SB/08A and return one copy to the applicants to indicate consideration of the enclosed references.

No fee is believed to be due because:

- * The applicant(s) believe(s) that this statement and enclosures are being filed before the first Office action on the merits has been mailed by the PTO. The basis of this belief is that no Office action on the merits appears to have been received by the undersigned to date.

The Commissioner is hereby authorized to charge any fees which are presently required, or credit any overpayment, to Deposit Account No. 13-0017.

Respectfully submitted,

Date: June 5, 2006

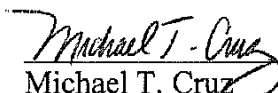

Michael T. Cruz
Reg. No. 44,636
McAndrews, Held & Malloy, Ltd.
500 West Madison Street, Suite 3400
Chicago, Illinois 60661
(312) 775-8000

EXHIBIT A

**Patents Currently Asserted by Broadcom in Civil Action No. 05-468 (C.D. Cal) and U.S.
International Trade Commission Case. No. 377-TA-543**

5,682,379
6,359,872
6,374,311
6,583,675
6,714,983

Substitute for form 1449A/PTO

**INFORMATION DISCLOSURE
STATEMENT BY APPLICANT**

(use as many sheets as necessary)

Sheet 1 of 29

Complete if Known

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|------------------------|-------------------|
| Application Number | 10/787,443 |
| Filing Date | February 26, 2004 |
| First Named Inventor | Steven Koenck |
| Group Art Unit | 2687 |
| Examiner Name | Fred A. Casca |
| Attorney Docket Number | 14425US02 |

U.S. PATENT DOCUMENTS

| Examiner Initial* | Cite No. ¹ | Document Number | Publication Date MM-DD-YYYY | Name of Patentee or Applicant of Cited Document | Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear |
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**EXAMINER
SIGNATURE****DATE CONSIDERED**

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This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450 Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. Send TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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| | | | | Filing Date | February 26, 2004 |
| | | | | First Named Inventor | Steven Koenck |
| | | | | Group Art Unit | 2687 |
| | | | | Examiner Name | Fred A. Casca |
| | | | | Attorney Docket Number | 14425US02 |
| Sheet | 2 | Of | 29 | | |

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| | B1 | | | | | |

| OTHER ART -- NON PATENT LITERATURE DOCUMENTS | | |
|----------------------------------------------|-----------------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| Examiner Initials* | Cite No. ¹ | Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published |
| | C1 | Respondent Qualcomm Incorporated's Notice Of Prior Art, with Exhibits A & D attached thereto |
| | C2 | Qualcomm's Response To Interrogatory 3, with Exhibits B & C attached thereto |
| | C3 | INTENTIONALLY LEFT BLANK |
| | C4 | INTENTIONALLY LEFT BLANK |
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| | | | | Group Art Unit | 2687 |
| | | | | Examiner Name | Fred A. Casca |
| | | | | Attorney Docket Number | 14425US02 |
| Sheet | 3 | Of | 29 | | |

| OTHER ART -- NON PATENT LITERATURE DOCUMENTS | | |
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| Examiner Initials* | Cite No. ¹ | Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published |
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| First Named Inventor | Steven Koenck |
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| Examiner Name | Fred A. Casca |
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| | | | | Filing Date | February 26, 2004 |
| | | | | First Named Inventor | Steven Koenck |
| | | | | Group Art Unit | 2687 |
| | | | | Examiner Name | Fred A. Casca |
| | | | | Attorney Docket Number | 14425US02 |
| Sheet | 26 | Of | 29 | | |

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| Examiner Initials* | Cite No. ¹ | Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published |
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